

10/86

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FILED

MAR 21 2003

Marion Horn Jr. 07280-032
Federal Medical Center P.O. BOX 14500
Lexington, Ky 40512-4500

(Enter above, full name, prison
number and address)

VS.

GEORGE W. BUSH Jr.
GEORGE TENNET

(Enter above, full name and
address, of defendant(s) in
this action)

CIVIL ACTION NO.

(To be supplied by the Clerk
of the District Court)

CASE NUMBER 1:03CV00725

JUDGE: Unassigned

DECK TYPE: FOIA/Privacy Act

DATE STAMP: 03/21/2003

CASE RE-ASSIGNED

JUN 19 2003
TO: FRIEDMAN, J. PLF

COMPLAINT FOR VIOLATION OF CIVIL RIGHTS

Instructions for filing a Complaint by a Prisoner
Under the Civil Rights Act, 42 U.S.C. Section 1983

This packet contains one copy of a complaint form and one copy of a forma pauperis petition. To start an action, you must file an original and one copy for the Court and one copy for each defendant you name. For example, if you name two defendants, you must file the original and three copies of the complaint. You should also keep an additional copy of the complaint for your own records. All copies of the complaint must be identical to the original.

The Clerk will not file your complaint if these instructions and these forms are not used.

Your complaint must be clearly handwritten or typewritten. You, the plaintiff, must sign and declare under penalty of perjury that the facts are correct. If you need additional space to answer a question, you may use another blank page.

Your complaint can be brought in this Court only if one or more of the named defendants is located within the District of Columbia. Further, you must file a separate complaint for each claim that you have unless they are all related to the same incident or problem.

3. What, if any response, did you receive? (Furnish copy of response if in writing). _____
_____ N/A _____

4. What happened as a result of your complaint? _____

N/A

III. PARTIES

(In item A below, place your name and prison number in the first blank and place your present address in the second blank. Do the same for additional plaintiffs, if any).

A. Name of Plaintiff: Marion Horn, Jr. 07280-032
Address: Federal Medical Center P.O. BOX 14500, Lexington, Ky 40512

(In item B below, place the full name of the defendant(s) in the first blank, their official position in the second blank, their place of employment in the third blank and their address in the fourth blank. Do the same for additional defendants, if any).

B. Defendant: GEORGE W. BUSH is employed
as President of the U.S.A. at The White House
Address: _____
1600 Pennsylvania Avenue Washington, D.C. 20505

Defendant: GEROGE TENNET is employed
as Director OF the C.I.A. at Washington, D.C.
Address: _____
CENTRAL INTELLIGENCE AGENCY WASHINGTON, D.C. 20505

Defendant: _____ is employed
as N/A at _____
Address: _____

Defendant: _____ is employed
as N/A at _____
Address: _____

Defendant: _____ is employed
as N/A at _____
Address: _____

Defendants: _____ is employed
as N/A at _____
Address: _____

5. Disposition (for example: was the case dismissed? Was it appealed? Is it still pending?) _____
N/A
6. Approximate date of filing lawsuit: _____
N/A
7. Approximate date of disposition: _____
N/A

II. PLACE OF PRESENT CONFINEMENT: _____

Federal Medical Center Lexington, KY 40512-4500

- A. Is there a prisoner grievance procedure in this institution? Yes (X) No () If your answer is Yes, go to Question II B. If your answer is No, skip Question II B, C and D and go to Question II E.
- B. Did you present the facts relating to your complaint in the prisoner grievance procedure? Yes (X) No ()
- C. If your answer is Yes to Question II B
1. To whom and when did you complain? MR. SCOTT, COUNSELOR
MR. COSTELLO, SOCIAL SERVICES, MR. HOKE INTERN PHYCOLOGIST
Also Case Manager Mr. Amstrong.
 2. Did you complain in writing? (Furnish copy of the complaint you made, if you have one.) _____
THE COMPLAIN WAS VERBALLY, and I was force to sing it.
 3. What, if any response, did you receive? (Furnish copy of response if in writing). _____
VERBALLY and pressure to sign in order to
Qualaify for the ~~COT~~ date release.
 4. What happened as a result of your complaint?
My son received some correspondence from the C.I.A.
after he send a request letter for this information.
- D. If your answer is No to Question II B, explain why not. _____
N/A
- E. If there is no prison grievance procedure in the institution, did you complain to prison authorities?
Yes () No (X)
- F. If your answer is Yes to Question II E,
1. To whom and when did you complain? _____
N/A
 2. Did you complain in writing? (Furnish copy of the complaint you made, if you have one). _____
N/A

Marion Horn, Jr. Reg. # 07280-032, dated 1/10/03

Page Two of Progress Report,

Article 16,


Sub-section H, Financial Responsibility Program,

Who is inmate LOGAN? Could it be that my files have become co-mingled with inmate logan files? I would appreciate that these mistakes be corrected prior to signing by me of this release plan.

I ask Ms. T. Halbert on the date of 3rd of Feb. 2003, that I wished to give copy of this report to my family to have review prior to signing and if she would initial that she had reviewed the plan, she informed me that she had not reviewed it, that I must sign it first, I told her that there was several mistakes and discrepancies which I wanted to be corrected prior to signing, and I would send a copy of the one I am hereto attaching to my family to be reviewed by legal counsel prior to my signing.

I do not wish to cause anyone any problems, but this is a serious matter and I would like these items corrected ASAP, or corrected or explained to me why they are in this Progress Report.

Respectfully,


Marion Horn, Jr.
Reg. # 07280-032
without prejudice, u.c.c., 1-207

ENCLOSURES: Copy of Supervision Release Plan
Copy of Cop Out and reply to Case Manager Baughman

+++++

BP-S522.051 SUPERVISION RELEASE PLAN CDFRM

SEP 99

U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISONS

Institution Name: FMC Lexington, Kentucky Address: 3301 Leestown Road Lexington, Kentucky 40511 Phone Number: (859)255-6812	Date 01-27-2003
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Federal Bureau of Prisons
U. S. Department of Justice
Washington, D.C.

Gentlemen:

Under the law I become eligible for RELEASE ☒ Supervised Release
☐ Parole on 04-10-2003
☐ Mandatory Release (date)

In accordance therewith I submit the following as my plans for the service of the remainder of my sentence under supervision. Pursuant to my sentence, I must report in person to the United States Probation Office within 72 hours of my release.
(Type or Print)

RESIDENCE

Address: 207 Sycamore Road, Lexington, Kentucky 40502

With Whom: Elaine Horn

Relationship: Wife

Telephone Number (if available): (859)226-9245

EMPLOYER

Name: He will apply for Social Security Disability benefits.

Address: N/A

Telephone Number (if available)

Nature of Business: N/A

TO BE COMPLETED BY INSTITUTION STAFF

SENTENCING DISTRICT	Eastern District of Kentucky
DETAINERS	There are no detainers or pending charges.
SPECIAL CONDITIONS	Inmate Horn shall submit to one drug test within 15 days of release from imprisonment. He shall submit to at least two periodic drug tests as directed by the USPO. He shall refrain from any and all dealing with Five Star Trust. He shall provide the USPO with access to any requested financial information. He shall participate in a program of mental health treatment as directed by the USPO. If medication is required, he shall take all prescribed medications and keep refilled as directed.
REMARKS	None

Printed Name and Signature of Inmate HORN, Marion, Jr.	Register No. 07290-032
Witness (Case Manager) Printed Name and Signature Stephen Armstrong, Case Manager	Date
Review (Unit Manager) Printed Name and Signature Tara Halbert, Unit Manager	Date

This form is to be completed by all individuals subject to supervision by the U.S. Probation Office. This includes Supervised Release, Parole, Mandatory Release, Mandatory Release to Special Parole, Special Parole and Court Designated Parole.
Record Copy - Institution; Copy - U.S. Probation Office; Copy - Inmate.
(This form may be replicated via WP)

This form replaces BP-S522 DTD SEP 95

BP - 5187.058

PROGRESS REPORT

CJFRM

PS 5803.07

3/16/98

Attachment A

U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISONS

FMC Lexington, Kentucky

Date: January 27, 2003

Inmate Reviewed

Inmate's Signature

Date

Staff Signature

1. Type of Progress Report

☒

Initial

☐

Statutory Interim

☒

Pre-Release

☐

Transfer

☐

Triennial

☐

Other

2. Inmate's Name:

HORN, Marion, Jr.

3. Register Number:

07280-032

4. Age (DOB)

60 (08-09-1942)

5. Present Security/Custody Level: Minimum/Out

6. Offense/Violator Offense: Wire Fraud

7. Sentence: 18 Months; 3 Years Supervised Release; \$100 Felony Assessment

8. Sentence Began

08-19-2002

9. Months Served + Jail Credit

4 Months + 158 Days Jail Credit

10. Days GCT/EGT/SGT

70 days GCT

11. Days FSGT/WSGT/DGCT

0/0/0

12. Projected Release

04-10-2003, via GCT

13. Last USPC Action

N/A

14. Detainers/Pending Charges: Inmate Horn is wanted by the Government of Switzerland for the alleged crime of Fraud. He was arrested by Swiss Authorities on March 21, 1996. He fled the country after his release. A Swiss Warrant is currently active.

15. Co-defendants: None

For Continuation Pages, type on blank sheet with the Inmate's Name, Register No., and Date and attach to this form.

Record Copy - Inmate File; Copy - U.S. Probation Office; Copy - Parole Commission Regional Office (If applicable); Copy - Inmate

(This form may be replicated via WP)

Replaces all BP- Class -3 and BP -187(56) of Nov 90

PROGRESS REPORT - CONTINUED Page 2

NAME: HORN, Marion, Jr.

REG. NO.: 07280-032

DATE: 01/27/03

16. Institutional Adjustment:

Inmate Horn's adjustment to incarceration is considered fair.

A. Program Plan:

Inmate Horn met with his unit team to assess his program needs and review judicial recommendations from the court. He was encouraged to attend self-help counseling groups as needed, save release funds for his return to the community, maintain clear conduct, abide by the unit and institution rules, assist with unit sanitation, and keep his room clean. Since inmate Horn has a history of substance abuse, our staff encourage him to enroll in the drug education program. He was also encourage to complete a unit counseling group.

B. Work Assignments:

Due to inmate Horn's medical condition, he is medically unassigned. He is not a good candidate for gainful employment.

C. Educational/Vocational Participation:

Inmate Horn has not participated in any educational and/or vocational programs while incarcerated.

D. Counseling Programs:

Inmate Horn has not participated in any formal counseling programs while incarcerated.

E. Incident Reports:

Inmate Horn has maintained clear conduct throughout his incarceration.

F. Institutional Movement:

Inmate Horn was originally designated to FMC Lexington, Kentucky, on 6-11-2002. There has been no further movement to date.

G. Mental and Physical Health:

Inmate Horn is currently in good medical and physical condition. There are no indication he has experienced any mental health problems. However, according to his current PSI, he was diagnosed with narcissistic personality features.

H. Financial Responsibility Program:

Inmate Logan was ordered by the United States District Court to pay a \$100 Felony Assessment. He has completed payment toward this obligation.

17. Release Planning:

Upon release, inmate Horn plans to reside with his wife, Elaine Horn.

A. Residence:

207 Sycamore Road
Lexington, Kentucky 40502
The telephone # is: (859) 226-9245

have unless they are related to the same incident or problem.

In order for this complaint to be filed, it must be accompanied by the filing fee of \$105.00. In addition, you must serve a copy of the complaint on each of the defendants in any of the ways provided for in Rule 4, Federal Rules of Civil Procedure.

If you are unable to pay the filing fee and services costs for this action, you may petition the Court to proceed in forma pauperis. One blank petition for this purpose is included in this packet. This petition should be filed with your complaint.

The law requires that you state only facts in your complaint. COMPLAINTS CONTAINING LEGAL ARGUMENTS OR CITATIONS WILL NOT BE FILED.

When these forms are completed, mail the original and the required copies to the Clerk of the United States District Court for the District of Columbia, Third Street and Constitution Ave., N.W., Room 1825, Washington, D.C. 20001

I. PREVIOUS LAWSUITS

- A. Have you begun other lawsuits in state or federal court dealing with the same or similar facts involved in this action? Yes () No (X)
- B. Have you begun other lawsuits in state or federal court relating to your imprisonment? Yes () No (X)
- C. If your answer to A or B is Yes, describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

1. Parties to this previous lawsuit.

Plaintiffs: N/A

Defendants: N/A

2. Court (if federal court, name the district; if state court, name the county): N/A

3. Docket number: N/A

4. Name of judge to whom case was assigned: N/A

IV. STATEMENT OF CLAIM

(State here as briefly as possible the facts of your case. Describe how each defendant is involved. Include the names of other persons involved, dates, and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Attach extra sheets if necessary.)

REQUEST FOR ASSISTANCE IN OBTAINING THE RELEASE OF MARION HORN, JR., C.I.A. FILES UNDER FILE NUMBER #. P-2002-00400, this agency and fails to comply with the FOIA act in releasing this information, also other agencies refuse to comply with the FOIA Act of providing this information to the defendant.

SEE ATTACHED COPIES OF OTHER AND ALL REQUESTS MADE. TO OTHER FEDERAL AND DISTRICT OFFICES.

V. RELIEF

(State briefly exactly what you want the Court to do for you. Make no legal arguments. Cite no cases or statutes.)

I, Marion Horn, Jr. would like to have my record clear, of all these charges from all ~~the~~ Federal Offices.

Signed this 18th day of February, 2003.



(Signature of Plaintiff)
Marion Horn, Jr.
Without Prejudice, U.C.C., 1-207

I declare under penalty of perjury that the foregoing is true and correct.

Feb. 18th, 2003
(Date)



(Signature of Plaintiff)
Marion Horn, Jr.
Without Prejudice, U.C.C., 1-207

U.S. DEPARTMENT OF JUSTICE
Federal Bureau of Prisons

REQUEST FOR ADMINISTRATIVE REMEDY

Page 1 of 3

Type or use ball-point pen. If attachments are needed, submit four copies. Additional instructions on reverse.

From: HORN, Marion (NMN) JR 07280-032 Commonwealth South FMC Lex., KY
LAST NAME, FIRST, MIDDLE INITIAL REG. NO. UNIT

FILED

Part A- INMATE REQUEST

"SEE ATTACHMENTS"

MAR 21 2003

Request for clearing or correction of discrepancies in the attached Supervision Release Plan, dated 01/27/03, given to me on 31st of Jan. 2003, by Case Manager, Stephen Arms, for my signature and review by Unit Manager, Tara Halbert.

Page one of the Supervision Release Plan- Discrepancies---

ITEM TO BE COMPLETED BY INSTITUTION STAFF

SPECIAL CONDITIONS: Please explain the statement of why I am agreeing to refrain from any and all dealings with Five Star Trust, since the Judge at my sentencing denied the same to the Prosecution. Further, Five Star Trust is a reg. Trust in Isle of Man and also in Nevis, West Indies, and has a Fed. Tax ID # 61-6234232, wherein it may and probable will file a US Tax return, which I am obligated to sign, there are also pending correspondences and investigations by Congressman of US Gov. involved now.

DATE

Part B- RESPONSE

03 0725

DATE

WARDEN OR REGIONAL DIRECTOR

If dissatisfied with this response, you may appeal to the Regional Director. Your appeal must be received in the Regional Office within 20 calendar days of the date of this response.

ORIGINAL: RETURN TO INMATE

CASE NUMBER:

CASE NUMBER:

Part C- RECEIPT

Return to:

LAST NAME, FIRST, MIDDLE INITIAL

REG. NO.

UNIT

INSTITUTION

SUBJECT:

DATE

3rd of Feb. 2003 Attachment to Request for Supervision Release

Plan, dated 01/27/03,

Continued Discrepancies in the Supervision Release Plan for
Marion Horn, Jr., reg. # 07280-032, dated 01/27/03, Prepared by
Case Manager Stephen Armstrong.

Page 1, continued, Special Conditions: I have no problem agreeing to this section if it is stated that I am directed not to have any involvement with Five Star Trust, and who orders the direction, like U. S. Dist. Judge Joshph Hood. If Judge Hood directs me not to have any connection or involvement with Five Star Trust this is agreed.

Special Conditions, Section or sentencing stating that I shall participate in a mental health treatment as directed by USPO. I disagree with this since I have no mental health problem and this is pointed out in Sub-section G, Page 2 of the progress report, under article 16.

Page two, Attachment, Article 14, Detainers/Pending Charges:

Page one says I have no detainers/pending charges, this section states that I am wanted in Switzerland, and that I have an active warrant out against me since 1996, and I fled the country. I have previously asked for a copy of this warrant so I might resolve this outstanding warrant, and I have sent cop outs to Mr. S. Armstrong, and Ms. Baughman, attached hereto is a copy of my cop out to Ms. Baughman and her reply. I have also requested copy from Mr. Floit at Central Office, BOP, Washington, D.C., TWICE I have requested from him a copy of this warrant and all outstanding particulars as to who, what and where this information came from. It is referred to my PSI report, I have not seen my PSI report since the Court Sentencing as of the 19th of Aug. 2003, when I was given a copy at the sentencing, even though I was suppose to by legal procedure to have a copy to review at least two weeks prior to the sentencing. I was informed of this by my legal counsel Mr. Jerry Anderson, but he told me it was probable a mistake and had no meaning anyway and it was not valid in US, even if it did exist. I asked him to get me a copy, in Aug. 2002, but I have never received a copy. Since the statement was it may and it may not exist. So which is it? Does it exist, and if so I would like a copy.

Page two, Progress Report Continued, Discrepancies.

Article 16., Subjection A,

I do not have a history of substance abuse, and I have not been encouraged to attend drug education program or counseling program.
WHERE DID THIS COME FROM?

Sub-Section G, Article 16, Page 2.

I do not have any medical problem, even though I have an aneurysm in my Aortra Artery, 3 CM or more, by 2.9 CM, by 7.2 CM, according to FMC Butner, NC and also FMC, Lexington, KY Doctors, plus a pinched nerve in lower part of my back which causes continous discomfort and pain, due to a fall from a top bunk in Atlanta, BOP, while being transported to Butner, FMC, Butner, NC for evaluzation at direction and request of the prosecution. I disagree with the diagnose of narcissistic personality features, due to the fact that the party who made the diagnose was not a certified Psychologist, Joe Zono.

3/3/03

PROGRESS REPORT - CONTINUED Page 3

NAME: HORN, Marion, Jr.

REG. NO.: 07280-032

DATE: 01/27/03

B. Employment:

Inmate Horn plans to apply for Social Security Disability Income.

C. USPO:

KY(E)

Michael Johnson, Chief

100 E. Vine

Community Trust Building, Suite 600

Lexington, KY 40588-1780

(859) 233-2646

Offender is not subject to notification under 18 U.S.C. 4042(b).

D. Release Preparation Program:

Inmate Horn has completed unit and institution prerelease classes.

18. Dictated By:

S. Armstrong, Case Manager, Commonwealth Unit

Date

19. Date Typed:

01/27/03-rle

20. Reviewed By:

T. Halbert, Unit Manager, Commonwealth Unit

Date

BP-S148.055 INMATE REQUEST STAFF CDERM

SEP 98

U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISONS

TO: (Name and Title of Staff Member)	DATE:
Ms. Baughman, Case Manager	28th of January 2003
FROM: <i>Marion Horn</i> MARION HORN, JR.	REGISTER NO.: 07280-032
WORK ASSIGNMENT: Medically Unassigned	UNIT: Common. South

SUBJECT: (Briefly state your question or concern and the solution you are requesting. Continue on back, if necessary. Your failure to be specific may result in no action being taken. If necessary, you will be interviewed in order to successfully respond to your request.)

Ms. Baughman, I have been told that you are now the Case

Manager for Commonwealth South, and also my case manager. If you will recall during my last team meeting wherein you were present, alone with Mr. Armstrong, and Mr. Don Scott, I was

told by Mr. Armstrong, that I did not qualify for the 10% early release due to a possible active warrant against me in Switzerland. I ask Mr. Armstrong to furnish me a copy of the warrant

at the last team meeting and he did not have one, instead he,

Mr. Armstrong, referred me to a fax he had received in July 2002.

The fax was from Mr. Steve Floit, Asst. Admin. Inmate Management Systems, BOP, stating that this Memorandum for Office of Int'l

Affairs, that there MAYBE AN ACTIVE WARRANT AGAINST ME IN Switzerland. I asked in a letter to Mr. Steve Floit, and also to

(Do not write below this line)

DISPOSITION: Mr. Armstrong again over a month ago, no reply. Can you assist me in determining if this warrant exist or not. My out date is now 10th April 2003. This MAYBE warrant has caused the denial of my 10% outdate, which would be 23rd Feb. 2003. I have filed for total disability with Social Security, due to my back injury and pinched nerve in my lower back and ANEURYSM of 3 cm+ in my Aorta Artery in my Lower Back. I ask you for assistance, if you can not help me, and Mr. Steve Floit will not respond to my inquiry also, what is my alternative place to obtain an answer. However, I have also filed under the Freedom of information and Privacy act, a request with B.O.P., and Dept. of Justice over a month ago but no response yet. There is a 10 day law which states all inquiries under the FOIA must respond. I appreciate your reply. Thank you.

Signature Staff Member

Date

Record Copy - File, Copy - Inmate
(This form may be replicated via WP)

This form replaces BP-148.070 dated Oct 86
and BP-S148.070 APR 94

HORN, Marion
Reg. No. 07280-032

This is in response to your Inmate Request to Staff dated January 28, 2003. You are requesting information concerning a warrant, and you state the "maybe warrant" is causing you to be denied release on your 10% date.

Our files indicate you do not have a detainer, however, you have an active warrant for Fraud, in Switzerland. Anytime an individual has outstanding warrants, it is their responsibility to have all warrants resolved, prior to being eligible for home confinement on their 10% date. Ordinarily inmates hire an attorney to have their outstanding warrants resolved. Our staff cannot risk an inmate being picked up on outstanding warrants while under our supervision.

Although some inmates transfer to home confinement on their 10% date, the Bureau of Prisons is still responsible for their supervision, until an inmate's actual release date. Inmates who are recommended for home confinement must show proof of medical insurance, and must be able to pay 25% of their income for program cost.

Due to the amount of time remaining on your sentence, it is likely you will be released on April 10, 2003, since you are unable to work, have the outstanding warrant, and have no income source to pay 25% required by inmates who are on home confinement.

Mrs. Baughman
Mrs. Baughman, Case Manager
Commonwealth Unit
January 31, 2003

30th January 2003

Marion Horn, Jr.
Reg. # 07280-032
Commonwealth South Unit
Federal Medical Center
P. O. Box 14500
Lexington, KY 40512

Ref: Request for assistances in obtaining the release of Marion Horn, Jr., CIA files under file number #:P-2002-00400

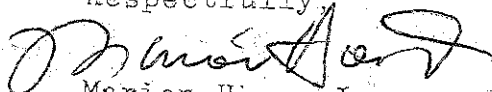
TO WHOM IT MAY CONCERN:

I am writing to you asking for your help in obtaining the release of my files from CIA, as per the attached letters of communication between my son, Starr D. Horn, and Central Intelligence Agency, dated between 9th of August 2002, and 1st of November 2002. The files requested from the CIA if released, should be sufficient to prove my innocences of all the charges made against me by the Sercet Service and the U.S. Attorneys office, Lexington KY. The charges against me by the Government, are that FIVE STAR TRUST (An Isle of Man Trust) with Federal Tax ID # 61-6234232, issued by The U.S. Internal Revenue Service does not exist. Further the worldwide bank accounts in U.S. Dollars, Dollar account number 4051100-92 (ref. 118-65) do not exist. Even though the CIA state that they have records on file pertaining to Five Star Trust/Marion Horn, Jr., SS #403-52-0827, which are being withheld from release due to their determination must be withheld in its entirety on the basis of PA exemptions (j)(1) and (k)(1) and FOIA exemptions (b) (1) and (b)(3). An explanation of these exemptions is attached hereto for your review.

My son Starr D. Horn, who requested the release of these files, and further appealed the denial for their release, was informed that if he wished to proceed further, then he would have to hire an attorney to file a suit in U.S. Federal District Court; and sue the CIA for their release. This takes money and my son, Star is a full time student at University of Kentucky in his third year of studies; and he also works full time as an employee of Lowes Stores, Lexington, KY to pay his own way through college. My son wants to help me in proving my innocences of the plea bargains that I was forced to take upon insitences of my legal counsel, which we feel was an ineffective assistance of legal counsel, because of his inability to defend me before the courts.

We would greatly appreciate anything you could do to assist in bringing pressurer on Government to release these files, through a letter to your congressman or senator; and/or anyone who you feel that could assist us in this task. You may have anyone who can help to contact my son, Starr D. Horn, at 207 Sycamore Rd., Lexington, KY 40502, Tel. (859) 266-9245, email: s_horn526@hotmail.com and cell phone # (859) 543-0248.

Respectfully,


Marion Horn, Jr.

enclosures: 8 pages

Harold B. Haggard
532 Jedburgh Way
Rock Hill, SC 29730
Phone 803-985-5433

January 29, 2003

The Honorable John Edwards
United States Senate
State of North Carolina
324 Hart Senate Office Building
Washington, DC 20510-4104

Re: Request for assistance and help in obtaining legal files of Marion Horn Jr. Reg. #07280-032, Social Security No. 403-52-0827

Dear Senator Edwards:

I am a retired individual, who now lives in South Carolina, near my children, who are now grown and live in Charlotte, NC. I volunteer in the prison ministry and with my church in Charlotte. I am writing this letter to you for assistance and help for my good friend, Marion Horn, Jr, whom I have known for several years. He is a fine Christian Man, a good family man, and a Masonic brother of mine from Lexington, Kentucky. He is very intelligent man who I have always found him to tell the truth. I am writing this letter because my friend, Marion Horn, Jr., is in prison in Lexington, Kentucky at the Federal Medical Center, where he is apparently obtaining treatment for his back, wherein he claims he was injured in a fall at the Atlanta Prison, while being transported to Butner, North Carolina for a pre-trial evaluation for competency and responsibility.

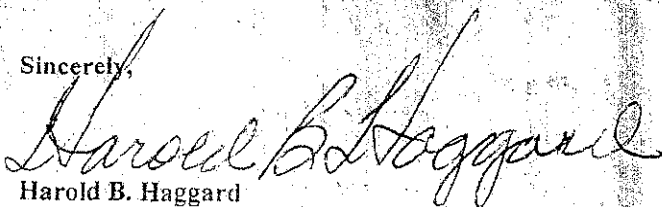
Attach is a detailed statement, Mr. Horn has provided me, which describes the very serious problem he has.

Senafor, since you are running for the Presidency of the United States for the Democratic Party, I believe you would want to assist in proving the innocence of a man who served his country in the military and in other capacities as well and you would not want any man to spend time in prison for something he did not do. Please help him in his pursuit of information that could prove the innocence of a man serving time for a crime he states he did not commit.

If you are not already aware of this situation or Five Star Trust, I am sure you will find any information on record at the CIA, Department of Defense, IRS, State Department, and Treasury Department pertaining to this case very, very interesting.

Thank you in advance for any assistance you can give in this matter.

Sincerely,



Harold B. Haggard

- Enclosure: a) Attached statement from Marion Horn Jr. describing his situation
b) 9 pages from the CIA to Starr D. Horn, Phone: 859-266-9245, Cell # 859-537-0248. (This letter authorized by both Starr D. Horn and Marion Horn Jr.

Harold B. Haggard

January 29, 2003

Letter to Senator John Edwards of North Carolina

ATTACHMENT : Statement provided by Marion, Horn Jr. for Senator Edwards

Mr. Horn was wrongfully accused of a wire fraud but to protect his family he accepted a plea bargain, even though his attorney knew of his past with the CIA. Mr. Horn's son, Starr D. Horn, who is a student at the University of Kentucky, requested his father's files because he believes his father was wrongfully accused and in order to prove his innocence he has been to get trying the information concerning his Trust, Five Star Trust, which had previous agreements with the IRS, and Department of Defense, as well as notarized legal agreements with Agents of the U. S. Treasury, according to his father's legal counsels in Louisville, KY, Tilford, Dobbins, Alexander, Buckaway and Black. Mr. Terrell L. Black, was legal attorney for Marion Horn, Jr., with agreements with agreements with Mr. James Georges III, of Marietta, GA who was represented by Mr. Warren Goss, Attorney at Law, Boulder, CO, also the representative counsel for the CIA, Mr. James Georges, according to Mr. Marion Horn, Jr., legal counsel, Mr. Terrell L. Black, confirmed to Mr. Horn and his trustees and family that Mr. Georges in fact did represent the U. S. Treasury and the U. S. Government, that he, Mr. Black had seen enough documentation to confirm this legal representation of Mr. Georges on behalf of the Government. Mr. Marion Horn, Jr.'s son, Starr D. Horn, has documentation to confirm the contract signed with Mr. Georges, and other documentation attached referring to other government commitments to Mr. Marion Horn, Jr., these documents are available for your review if you desire, however I am attaching correspondence between Mr. Starr D. Horn and CIA consisting of 9 pages. These files, requested by Starr D. Horn contain information about Five Star Trust which will prove Mr. Marion Horn, Jr. innocence of the charges made against him by the U. S. Secret Service Agent, Mr. Don Cox, who was Mr. George Bush SR.'s private body guard for 4 years. As you can observe that the CIA has refused the files saying, "we have completed a thorough search of our records and have located material which we have determined must be withheld in its entirety on the basis of PA exemptions (j)(1) and (K)91) and FOIA exemptions (b)(1) and (b)(3)".

Explanation of these exemptions are in the attached documents.

Mr. Marion Horn, Jr. was accused of wire fraud. The basis for this accusation was on the premise that the accounts of Five Star Trust, did not exist and the Trust itself did not exist, even though the Trust was assigned a U. S. Federal Tax ID # 61-62-34232, and there was a notarized signed agreement between Mr. Marion Horn, Jr. and agents for the U. S. Government in 1997, and notarized by the Law Firm of Tilford, Dobbins, Alexander, Buckaway and Black, Mr. William Buckaway, was the notary who notarized Mr. Marion Horn Jr. Signature on behalf of Five Star Trust and affiliated companies, and Mr. James Georges, representative of the U. S. Government, primarily the U. S. Treasury, as certified by Mr. Terrell L. Black, attorney for Mr. Marion Horn, Jr. and family. The contract went into default by the government, because of disagreement of different government agencies who receive the division of the funds in the different accounts worldwide in the name of Five Star Trust.

The Government contended in the indictment and charges against Marion Horn, Jr., that Five Star Trust and worldwide accounts in US Dollars, account number 4051100-92 (ref. 118-65) did not exist, an Mr. Horn was using these to obtain monies from different people. However, in each case there was no damaged party coming forward, only the government was portrayed as the damaged party. Mr. Marion Horn, Jr., former attorney from Washington, DC, Mr. Lew Rivilin, former husband of Ms. Alice Rivilin, former Head of Office of Management and Budget under President Bill Clinton, and former Vice Chairman of Federal Reserve, has confirmed the accounts of Five Star Trust, through Mr. Bill Siwy, A friend of Alice Rivilin, and graduate of West Point, that Five Star Trust does exist and the accounts of Five Star Trust number in several hundred, and the accounts range into the trillions of dollars. Mr. Lew Rivilin, has email address: rivilinlaw@aol.com, and is listed in Washington, DC legal directory. Mr. Horn, and Mr. Rivilin along with Dr. Lev Mak attended a meeting at the Pentagon in Washington, DC, on February 11th, 1999, with Undersecretary of Defense, Admiral David Oliver and others, wherein the accounts of Five Star Trust were discussed with the Undersecretary of Defense and others, on how this might be resolved.

Harold B. Haggard

January 29, 2003

Letter to Senator John Edwards of North Carolina

ATTACHMENT : Statement provided by Marion, Horn Jr. for Senator Edwards

Mr. Horn is looking for all or any official records and corresponding documents related to Five Star Trust, its bank account in U. S. Dollars, in trust departments, of offshore bank, in the account number in all banks are the same and listed as #4051100-92 (ref. 118-65), federal tax id # 61-62-34232, (the tax number previously referred to as 61-624232 is wrong). The correct tax # is 61-62-34232, Mr. Marion Horn, Jr., Social Security Number is 403-52-0827, his passport number is Z8005193, he was born in Inez, Kentucky 41224 , He is 60 years old, born on the 9th of August 1942.

Central Intelligence Agency



Washington, D.C. 20505

7 June 2002

Mr. Starr D. Horn
207 Sycamore Road
Lexington, KY 40502

Reference: P-2002-00400

Dear Mr. Horn:

This acknowledges receipt of your facsimile dated 5 June 2002 wherein you are requesting information pertaining to your father, Marion Horn, Jr., on his behalf. Specifically, you have requested the following:

All or any records corresponding with Five Star Trust, its bank accounts (account number 4051100-92 ref. 118-65), tax I.D. (I.D. #61-624232), and/or Marion Horn, Jr. (his social security number 403-52-0827), excluding any court case documents.

We have interpreted your letter as a request for information pertaining to your father, Marion Horn. If that is not an accurate interpretation, please clarify. For identification purposes we have assigned your request the reference number above. Please refer to it in any future correspondence.

It would appear that the information you are seeking is domestic in nature. Please be aware that the mission of the Central Intelligence Agency is primarily concerned with foreign intelligence -- not domestic -- matters. Section 103 (d)(1) of the National Security Act, as amended, specifically provides that "the Agency shall have no police, subpoena, law-enforcement powers, or internal security functions." Executive Order 12333, which regulates the conduct of intelligence activities in the United States and elsewhere, provides that the responsibility for domestic intelligence collection is generally within the province of the Federal Bureau of Investigation (FBI). A very limited exception to the Order is provided which permits other agencies within the intelligence community to collect significant foreign intelligence and counterintelligence, provided that no such effort shall be undertaken for the purpose of acquiring information about the domestic activities of United States persons. You may also wish to contact the FBI at the following address:

Mr. John M. Kelso, Jr., Section Chief
Freedom of Information-Privacy Acts Section
Federal Bureau of Investigation
J. Edgar Hoover Building, Room 6296
935 Pennsylvania Avenue, N.W.
Washington, D.C. 20535-0001

Since you have provided the necessary biographic information on your father, we have accepted your request for a search indexed to your father's name. It will be processed in accordance with the Freedom of Information Act (FOIA), 5 U.S.C. § 552, as amended, and the Privacy Act of 1974, 5 U.S.C. § 552a. Our search will be for documents in existence as of and through the date of this acceptance letter. No fees will be charged.

The heavy volume of FOIA requests received by the Agency has created delays in processing. Since we cannot respond within the 20 working days stipulated by the Act, you have the right to consider this as a denial and may appeal to the Agency Release Panel. It would seem more reasonable, however, to have us continue processing your request and respond as soon as we can. You can appeal any denial of records at that time. Unless we hear from you otherwise, we will assume that you agree, and we will proceed on this basis.

Sincerely,

Chris K.

for Kathryn I. Dyer
Information and Privacy Coordinator

Central Intelligence Agency



Washington, D.C. 20505

9 August 2002

Mr. Starr D. Horn
207 Sycamore Road
Lexington, KY 40502

Reference: P-2002-00400

Dear Mr. Horn:

This is a final response to your 5 June 2002 request for information on behalf of your father, Marion Horn, Jr. Your request was processed in accordance with the Privacy Act (PA) and the Freedom of Information Act (FOIA). Our processing included a search for records in existence as of and through the date of our acceptance letter, 7 June 2002.

We have completed a thorough search of our records and have located material which we have determined must be withheld in its entirety on the basis of PA exemptions (j)(1) and (k)(1) and FOIA exemptions (b)(1) and (b)(3). An explanation of the exemptions is enclosed.

You have the right to appeal this determination by addressing your appeal to the Agency Release Panel within 45 days from the date of this letter, in my care. Should you find it necessary to do so, please explain the basis of your appeal.

Sincerely,

Chris K.

for Kathryn I. Dyer
Information and Privacy Coordinator

Enclosure

Explanation of Exemptions

Freedom of Information Act:

- (b)(1) applies to material which is properly classified pursuant to an Executive order in the interest of national defense or foreign policy;
- (b)(2) applies to information which pertains solely to the internal personnel rules and practices of the Agency;
- (b)(3) applies to information pertaining to the CIA Director's statutory obligations to protect from disclosure intelligence sources and methods, as well as the organization, functions, names, official titles, salaries or numbers of personnel employed by the Agency, in accordance with the National Security Act of 1947 and/or the CIA Act of 1949;
- (b)(4) applies to information such as trade secrets and commercial or financial information obtained from a person on a privileged or confidential basis;
- (b)(5) applies to inter- and intra-agency memoranda or letters which are predecisional and deliberative in nature, or consist of attorney work-product or attorney-client information;
- (b)(6) applies to information, the release of which would constitute an unwarranted invasion of the personal privacy of other individuals; and
- (b)(7) applies to investigatory records, the release of which could: (A) interfere with enforcement proceedings, (C) constitute an unwarranted invasion of the personal privacy of others, (D) disclose the identity of a confidential source, (E) disclose investigative techniques and procedures, or (F) endanger the life or physical safety of an individual.

Privacy Act:

- (d)(5) applies to information compiled in reasonable anticipation of a civil action or proceeding;
- (j)(1) applies to polygraph records; documents or segregable portions of documents, the release of which would disclose intelligence sources and methods, including names of certain Agency employees and organizational components; and documents or information provided by foreign governments;
- (k)(1) applies to material properly classified pursuant to an Executive order in the interest of national defense or foreign policy;
- (k)(2) applies to investigatory material compiled for law enforcement purposes;
- (k)(5) applies to investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment, or access to classified information, the release of which would disclose a confidential source; and
- (k)(6) applies to testing or examination material used to determine individual qualifications for appointment or promotion in Federal Government service, the release of which would compromise the testing or examination process.

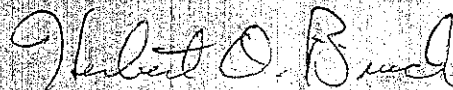
Mr. Starr D. Horn

Further, in regard to your appeal and in accordance with CIA regulations appearing at 32 C.F.R. paragraphs 1900.41(c)(2) and 1901.41(c)(2), the Agency Release Panel has affirmed this determination.

In accordance with the provisions of the Freedom of Information Act and the Privacy Act, you have the right to seek judicial review of this determination in a United States district court.

We appreciate your patience while your appeal was being considered.

Sincerely,

A handwritten signature in cursive script, appearing to read "Herbert O. Briick".

Herbert O. Briick
Vice Chairman
Agency Release Panel

UNICOR FEDERAL PRISON INDUSTRIES INC.
LEAVENWORTH, KANSAS

Copy this to my legal files

U.S. DEPARTMENT OF JUSTICE
Federal Bureau of Prisons

INMATE REQUEST TO STAFF MEMBER

DATE 18th Feb. 2003

TO: Ms. T. Halbert, Unit Manager and
Mr. Stephen Armstrong, Casemanager Commonwealth South/North
(Name and title of officer)

SUBJECT: State completely but briefly the problem on which you desire assistance, and what you think should be done (Give details).

I, Marion Horn, Jr., Inmate # 07280-032, signed a Supervision Release Plan, for my outdate of 10th of April 2003, that was given to me by Mr. Stephen Armstrong, Casemanager. I have objected to the contents of this Supervision Release Plan with previous copouts to Mr. S. Armstrong and Ms. V. B aughman, Case-Manager also at South/North. I have in writing given my objections and discrepancies to the Progress Report and Plan. On the 18th of Feb. 2003, Mr. S. Armstrong insisted I sign the Supervision Release Plan, I told Mr. Armstrong that I had several objections and I was signing it under protest, with the words underneath my signature, "Without Prejudice, U.C.C., 1-207,
(Use other side of page if more space is needed)

This states that in reference to my signature to this document, that I reserve my common law rights not to be compelled to perform under any contract that I did not enter into knowingly, voluntarily, and intentionally, and furthermore, I do not accept the liability of the compelled benefit of any unrevealed contract or commerical agreement. I have voiced my verbal objection to this agreement and in writing. I will accept the Supervision Plan if the objections I have made are corrected or dictated by Courts.

NAME:

Marion Horn, Jr.

No. 07280-032

Work assignment:

Medically Unassigned

Comm. South

Unit:

NOTE: If you follow instructions in preparing your request, it can be disposed of more promptly and intelligently. You will be interviewed, if necessary, in order to satisfactorily handle your request. Your failure to specifically state your problem may result in no action being taken.

DISPOSITION: (Do not write in this space)

DATE

No Reply as of 10th January 2003
My daughter Phone #: 303-543-1471

Mrs. Sonya Taylor
2760 Moorhead Avenue 102
Boulder, CO 80305

September 26, 2002

The Honorable Tom Daschle
United States Senate
324 Hart Senate Office Building
Washington, D.C. 20510-4104

Reference at CIA for files of Marion Horn, Jr. P-2002-00400

Dear Senator Daschle:

My father is in prison serving time for something he has been wrongfully accused of. In order to prove his innocence we have been trying to get files containing information concerning his company, Five Star Trust, released from the C.I.A.

The C.I.A. has refused saying, "We have completed a thorough search of our records and have located material which we have determined must be withheld in its entirety on the basis of PA exemptions (j)(1) and (k)(1) and FOIA exemptions (b)(1) and (b)(3)."

Explanations of these exemptions as defined by the CIA are as follows:

(b)(1) Applies to material which is properly classified pursuant to an Executive order in the interest of national defense or foreign policy;

(b)(3) Applies to information pertaining to CIA Director's statutory obligations to protect from disclosure intelligence sources and methods, as well as the organization, functions, names, official titles, salaries or numbers of personnel employed by the Agency, in accordance with the National Security Act of 1947 and/or the CIA Act of 1949;

(j)(1) Applies to polygraph records; documents or segregable portions of documents, the release of which would disclose intelligence sources and methods, including names of certain Agency employees and organizational components; and documents or information provided by foreign governments;

September 26, 2002

(k)(1) Applies to material properly classified pursuant to an Executive order in the interest of national defense or foreign policy;

My father, Marion Horn, Jr., was accused of wire fraud. The basis for this accusation was on the premise that the accounts my father had put up for collateral didn't actually exist. A friend of President George W. Bush, Mr. Cox, said that my father was trying to defraud people by "using" accounts that didn't actually exist. Mr. Horn had no intentions whatsoever of defrauding anyone. These accounts were frozen. They do however exist and we believe that members in the government are using the monies in these accounts that are in the name of Five Star Trust and Marion Horn, Jr.

connect #
61-6234232

We are looking for all or any records corresponding with Five Star Trust, its bank accounts (account number 4051100-92 ref. 118-65), tax I.D. (I.D. #61-624232), and/or Marion Horn, Jr. (his social security number 403-52-0827), excluding any court case documents.

FBI - 61-6234232 ← connect #
TNA #

Please help us in our pursuit of information that could prove the innocence of a man serving time for a crime he did not commit.

If you are not already aware of this situation I'm sure you will find any information on record at the CIA pertaining to this case very, very interesting.

Thank you for your time and consideration of this matter.

Sincerely,

Sonya Taylor

Sonya Taylor

Copy

AGENCIES:

- ☐ United States Parole Commission
- ☐ Federal Bureau of Investigation
- ☐ Immigration & Naturalization Service
- ☐ Internal Revenue Service
- ☐ United States Attorney
- ☐ Treasury Department
- ☐ Bureau of Prisons
- ☐ State Agency
- ☐ Other: _____

DIRECT RESPONSE TO:

Name: Marion Horn, Jr.
Reg. No. 07280-032
Unit: Comm. South
P.O. Box: 14500
City/State/Zip: Lexington, KY 40502
Date: NOV. 2802

IDENTIFICATION OF REQUESTOR:

Name: Marion Horn, Jr.
Alias: J R Horn
D.O.B.: 9th Aug. 1942
P.O.B.: Inez, KY 41224
F.B.I. No.: Not Available
SSN: 403-52-0827
Other: US Passport # Z8005193

TO: CIA, FBI, IRS, Secof
Service, Comptroller of Currency,
State Dept. U.S. Treasury
National Security Agency and
National Security Council, U.S.
Dept. of Justice

RE: FREEDOM OF INFORMATION ACT
(U.S.C. 552) PRIVACY ACT
(U.S.C. 552a (d)(1) REQUEST:
EXEMPTIONS 5 U.S.C. (6)(C)
(B) (7) GENERAL (U.S.C. 552a)
(J)(2) OR SPECIFIC (U.S.C.
552a) (K)(2) NOT APPLICABLE
TO THIS REQUEST

Dear Sir or Madam:

This letter will serve as my request pursuant to the provisions of the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. a(d)(1) and the applicable federal statutes governing disclosure of the requested information. (See P. 3, Exhibit-A, Attached hereto)

The records sought but not limited to, is the compiled file containing (1) arrest records, (2) investigation and/or investigatory reports, (3) reports of evidentiary and/or scientific information findings, (4) wants, warrants and/or detainers, (5) final and closing investigation reports and (6) any and all information, data, or reports not otherwise exempt by statute (5 U.S.C. (6)(c)(b)(7), (5 U.S.C. 552a (j)(2), (k)(2) or law TARITON v. SAXBE, 507 F. 2d 1116, 165 U.S. App. D.C. 284 (1974) SULLIVAN v. MURPHY, 478 F. 2d 938 (56 U.S. App. D.C. 1973).

Your Agency is advised that the investigation reports now are no longer accorded exempt status unless under the specific exemption noted, and only with references to specific citation of authority, PATON v. LA PRADE, 524 F. 2d 862m 868-69 (CA. 1975).

It is further requested that your agency in response to the material requested, specifically inform me if and to whom the file and/or any material therein contained has been released to any

identifiable individual or agency, their name, the purpose and need for such information, the date of such release, the specific material that was released, the person within your Agency who released such information, and the specific reference to authority, statute or regulation governing such release. (5 U.S.C. 552 (d)(1); PATON v. LA'PARDE, 524 F. 2d 862 (C.A. 3 1975), TARITON v. SAXBE, 507 F. 2d 1116, 165 U.S. App. D.C. 293 (1974, of LINDA R.S. v. RICHARD D., 410 U.S. 614, 93 S. Ct. 1146, 35 L. Ed. 2d 536 (1973).

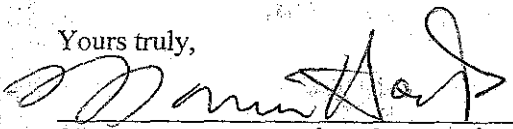
It is further requested that your Agency provide me with a copy of specific regulations of your Department as provided by statute (5 U.S.C. 552), so that compliance with such regulations is adhered to except as otherwise provided by law. (5 U.S.C. 701 et seq.).

This request is made under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a) (together with the "alternate" means of access), to permit access to records on file with your Agency. If and for any reason it is to be determined that portions of the material and records sought is exempt by statute (5 U.S.C. 552 (6)(c)(b)(7), 552a (j)(2)(k)(2) or by regulation, (MERNARD v. MITCHELL, F Supp. 102, I request specific citation to authority for such deletion. If it should be determined that any material be deemed CONFIDENTIAL due to identification of source, the permission is granted to Agency to delete source identification ONLY from the material for release. PATON v. LA'PARDE, 524 F. 2d 862 CA 3 (1975); CHASTAIN v. KELLY, 510 F. 2d 1232.

I further agree to pay any reasonable costs, or file INFORMA PAUPERIS if I am indigent provided by statute of regulation of your Agency, for search and copying of the material requested.

Pursuant to Title 5 U.S.C. (6)(1)(1), it is noted that your Agency has ten (10) working days following receipt of this request to provide the information sought. Should any delay occur, it is requested that your Agency inform me of this delay as provided by Agency regulations, and the date as to when your Agency will be able to act upon request.

Yours truly,


Signature without prejudice, dated 3-20-03

MARION HORN, JR.

Name

FEDERAL MEDICAL CENTER
P. O. Box 14500, Lexington, KY 40502
Address

Lexington, Kentucky 40502
City, State, Zip

The above named individual appeared before me, and presented satisfactory proof of identity, was sworn before me that he/she is the individual requesting material and/or information from your Agency under the provisions of the Freedom of Information Act (5 U.S.C. 552) and Privacy Act (5 U.S.C. 552a).

SO SWORN THIS _____ DAY OF _____ 20 ____ /S/

My Commission Expires: _____

Notary Public
State of Kentucky
County of Fayette

EXHIBIT-A

Page 3 of 3

AMENDMENT TO FREEDOM OF INFORMATION AND
PRIVACY ACT REQUEST OF MARION HORN, JR.

The records specifically sought are the records dealing with FIVE STAR TRUST and or corresponding with FIVE STAR TRUST, (An Isle of Man Trust) with a designated U. S. Federal Tax ID # 61-6234232, with present address at 207 Sycamore Road, Lexington, Kentucky 40502, Telephone No. (859) 266-9245, and/or Marion Horn, Jr., Social Security No. 403-52-0827, designated sole signature for Five Star Trust on all worldwide bank accounts, under account number 4051100-92, Ref. 118-65, all accounts are U. S. Dollar accounts, and same account number for all foreign bank accounts designated or placed in off balance sheet in Trust Accounts, and or any and all deposits or accounts in name of U. S. Mortgage and Trust (Bahamas) Ltd., a wholly owned subsidiary of Five Star Trust.

+++++

30th of January 2003

The above Exhibit-A, was submitted to eleven (11) different government agencies, asking under the Freedom of Information and Privacy Act, for the information as indicated. These requests were notarized and mailed back in November and early December 2002, and as of this date less than half of them have even acknowledged receipt of the OFFICIAL REQUEST for this information; and none of them have made NO acknowledgment directly or indirectly to the FORMAL request for the information hereinabove indicated or requested.

The agencies submitted to for information indicated above are:

- (1) CIA (My son asked initially) this is my own requests
- (2) FBI, (3) Treasury (4) IRS, (5) U.S. State Dept. (6) SEC
- (7) Comptroller of Currency (8) Secret Service, (9) National Security Council (10) National Security Agency, (11) U. S. Dept. of Justice.

Respectfully,

Marion Horn, Jr.
Marion Horn, Jr.

00000 000

August 19, 2002

Agency Release Panel
 Information and Privacy Coordinator
 Central Intelligence Agency
 Washington, D.C. 20505

Reference: P-2002-00400

Dear Agency Release Panel,

This is an appeal under the Freedom of Information Act, 6 U.S.C. Sec. 552(a).

On June 5, 2002 I requested documents under the Freedom of Information Act. My request was assigned the following identification number: P-2002-00400.

On August 13, 2002, I received a response to my request in a letter dated August 9, 2002 signed by Chris K. for Kathryn I. Dyer. I am requesting a detailed justification for each exemption used—for instance, which Executive order was given?—^{as to} why my request for release has been denied for each of the three subjects in my first letter.

While the law allows you to withhold specified categories of exempted information, you are required to give "segregable" portions that remain after the deleted material.

The material that I seek is not for commercial, educational, or media use, but rather legal. The Secret Service claims that my father has fabricated the identity ^{of Five Star Trust (FST)} FST, its bank accounts held world wide, and the association with certain individuals and countries. Recently, my father was charged with wire fraud that dealt with the existence of FST and its bank accounts. He accepted a plea agreement, the details of which I would explain upon your request, but part of his plea agreement contains release conditions concerning the requested information I made to you, and they are as follows:

"Defendant will cease dealings with Five Star Trust or anyone now or in the past associated with Five Star Trust," and, "Refrain from any and all representation as to the existence of foreign bank accounts."

Based on your latest response, there exists classified material which could have helped my father's defense. There could possibly be more occasions when my father would need this information to validate his statements.

I have tried to be as concise as possible in this appeal letter about my father's situation and what I request of you, but if you require more information from me to help with this matter I will contribute as much as possible to the solution of this ordeal. I expect a final ruling on my appeal within twenty working days, the time specified in the statute.

Thank you for consideration of this appeal.

Sincerely,

Mr. Starr D. Horn

207 SYCAMORE RD.
 LEXINGTON, KY 40502
 HOME: (859) 266-9245 • CELL: (859) 537-0248

* This is the
 reply which
 was sent back
 to CIA on 8/19/02
 (in corrected form)

10/06/02
 This appeal was
 started on 8/30/02, however
 appeal is for 361 appeals
 pending. Also, we do not know
 what or when this information
 will be released, 11/18/02
 1/s/ [signature] Horn

Refused
 Release by CIA
 See note 2002